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AREA CODE 312
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RECEIVED
DEC 18 1974
H. WAKEMAN

December 16, 1974

Mr. Howard K. Kothe
Watson, Leavenworth, Kelton & Taggart
100 Park Avenue
New York, New York 10017

Re: Theodore S. Briskin
Ser. No. 367,447
Case 134

Dear Mr. Kothe:

Enclosed is a copy of an amendment that I have prepared for filing in the application Ser. No. 367,447, identified as Case 134. This is the only application which remains pending in the United States Patent Office since both cases 133 and 135 have been allowed and official notices of allowance have been received so that all that remains is payment of the final fees.

Case 135, as you well know, covers the formulation which represents the current practice and therefore represents the most important of the cases.

With reference to case 134, the new reference which was cited by the Examiner had to do with the preparation of a tobacco substitute by reduction of wood particles to charcoal which functions as a fuel and as an absorbant for receiving materials which vaporize in response to the heat generated during the burning of the charcoal to provide smoke and flavor.

I previously discussed this with the Examiner in charge of the application who agreed that differences existed with respect to the teachings of the prior art and the invention described and claimed in case 134 and suggested that these differences might be reflected by modification of the claims to relate time to temperature whereby complete reduction of the cellulosic material to charcoal would not be effected. I look forward to a favorable reaction to the amendment which I have filed. If you have any suggestions I wouldbe most happy to receive them.

With reference to Case 135, in addition to the four countries requested by Philip Morris, the application has also been filed in Canada and Japan.

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Source: https://www.industrydocuments.ucsf.edu/docs/mqpj0000

We also filed Case 133 in the same countries, namely, France, Germany, Great Britain, Italy, Canada and Japan, in order to protect the invention described and claimed therein before payment of the final fee and issuance of the patent thereon.

Sincerely,

Herman Hersh

HH:EE
Encl.

cc: Mr. Helmut Wakeham
Philip Morris - Research Center
Richmond, Virginia 23261

T. S. Briskin

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